

sector
\$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Steven A. Bogen and Herbert H. Loeffler

Application No.: 09/702,298

Group: 1743

Filed: October 31, 2000

Examiner:

For: SLIDE STAINER WITH REMOVABLE REAGENT CARTRIDGE FRAME

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231	
on <u>1-17-01</u>	<u>Claire J. Hondalian</u>
Date	Signature
<u>CLAIRE J. HONDALIAN</u>	
Typed or printed name of person signing certificate	

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

In reply to the Notice to File Missing Parts dated January 5, 2001, attached is a copy of the executed Declaration from prior Application No. 09/205,945, stamped "Copy For Continuing Application," which was mailed to the U.S. Patent Office on October 31, 2000 with the continuation application. A copy of the Notice is also enclosed.

A copy of the Utility Patent Application Transmittal is also enclosed indicating that the Declaration copy from a prior application was attached.

Also enclosed is a copy of the postcard receipt received from the U.S. Patent Office on October 31, 2000 indicating that a copy of the executed Declaration was enclosed with the application.

Applicants' attorney respectfully requests that the requested surcharge of \$130 be waived in this instance as the application as filed included a copy of the signed Declaration in compliance with 37 C.F.R. 1.63(d).

Applicants' attorney also requests that a corrected filing receipt be issued listing the residence of each inventor. The corrections appear below.

Steven A. Bogen, Sharon, MA

Herbert H. Loeffler, Arlington, MA

Please charge any fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 

James M. Smith, Esq.

Registration No.: 28,043

Tel.: (781) 861-6240

Fax: (781) 861-9540

Lexington, Massachusetts 02421-4799

Date: 

HAMILTON BROOK, SMITH & REYNOLDS, P.C.

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under
37 C.F.R. 1.53(b))

Attorney Docket No. .	1159.1004-0
First Named Inventor or Application Identifier	Steven A. Bogen
Express Mail Label No.	EL552573405US

COPY

Title of
Invention

SLIDE STAINER WITH REMOVABLE REAGENT CARTRIDGE FRAME

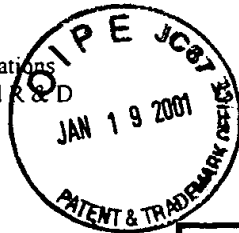
APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

1. ☐ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages [20]]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to microfiche Appendix
 - Background of the Invention
 - Summary of the Invention
 - Brief Description of the Drawings
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets [12]]
[☒] Formal [☐] Informal
4. ☒ Oath or Declaration/POA [Total Pages [3]]
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 C.F.R. 1.63(d))
(for continuation/divisional with Box 17 completed)
[NOTE Box 5 below]
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting
inventor(s) named in the prior
application, see 37 C.F.R. 1.63(d)(2)
and 1.33(b).
5. ☒ Incorporation By Reference (useable if Box 4b is checked)
The entire disclosure of the prior application, from which a
copy of the oath or declaration is supplied under Box 4b, is
considered as being part of the disclosure of the accompanying
application and is hereby incorporated by reference therein.



6. ☐ Microfiche Computer Program (Appendix)
7. ☐ Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. ☐ Computer Readable Copy
 - b. ☐ Paper Copy (identical to computer copy)
[] Pages
 - c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & documents)
9. ☐ 37 C.F.R. 3.73(b) Statement [☐] Power of Attorney
(when there is an assignee)
10. ☐ English Translation Document (if applicable)
11. ☒ Information Disclosure Statement (IDS)/PTO-1449 [☐] Copies of IDS Citations
12. ☐ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
14. ☐ Small Entity Statement(s) [☐] Statement filed in prior application,
status still proper and desired
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☒ Other: Remarks: Declaration under Rule 1.131;
copy of Grant Application

17. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:

☒ Continuation [☐] Divisional [☐] Continuation-in-part (CIP) of prior application No.: 09/205,945
Prior application information: Examiner: M. Wallenhorst Group Art Unit: 1743

18. CORRESPONDENCE ADDRESS

NAME	James M. Smith, Esq.				
	HAMILTON, BROOK, SMITH & REYNOLDS, P.C.				
ADDRESS	Two Militia Drive				
CITY	Lexington	STATE	MA	ZIP CODE	02421-4799
COUNTRY	USA	TELEPHONE	(781) 861-6240	FAX	(781) 861-9540

Signature

James M. Smith, Esq.

Date

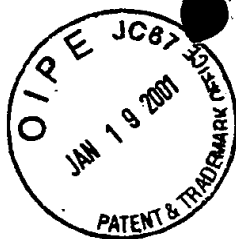
10/31/00

Submitted by
Typed or Printed Name

Reg. Number

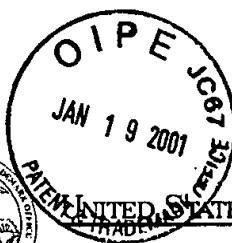
28,043

EL552573405US



COPY

Initials: JMS/cjh Docket No.: 1159.1004-005 Date: 10-31-00
This acknowledges receipt of ☒ CONTINUATION ☐ DIVISION 53(b) as follows:
☒ Application Transmittal Express Mail Label No. EL552573405US
☒ Fee Transmittal w/copy ☐ Statement of S/E Status
☒ Specification - Total pages 20
☒ Drawings ☒ Formal ☐ Informal - Total sheets 12
☐ Executed Declaration/POA - Total pages _____
☒ Copy of executed Declaration/POA from prior Application No. 09/205,945
☐ Assignment w/Recordation Sheet w/postcard
☐ Sequence Listing in Paper & CRF, Statement 1.821 (g)
☒ Other Remarks; Information Disclosure Statement, PTO Form 1449 (3 pages);
unsigned Declaration under 1.131; copy of Grant Application
☒ Check (\$710.00) ☐ Authorization to Charge all Fees 920 U.S. PTO
Applicant(s): Steven A. Bogen et al. 09/702298
☒ Continuation ☐ Division of Application No. 09/205,945
Title: Slide Stainer With Removable Reagent Cartridge Frame
Date received by the PTO: 10/31/00



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/702,298	10/31/2000	Steven A. Bogen	1159.1004-005

CONFIRMATION NO. 3668

FORMALITIES LETTER



OC000000005656947

James M. Smith, Esq.
HAILTON, BROOK, SMITH & REYNOLDS, P.C.
Two Militia Drive
Lexington, MA 02421-4799

Date Mailed: 01/05/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Tequest Woldeyes

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09/702298
00000010 080380
01/23/2001 AGOITOM
01 FC:105
130.00 CH